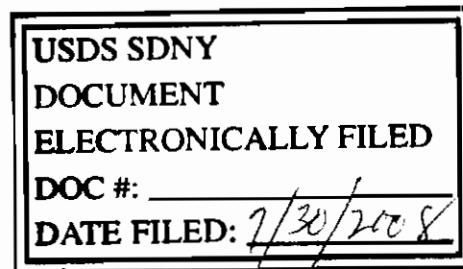


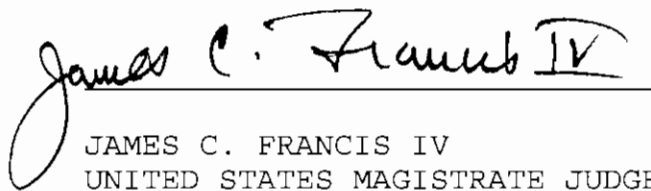
- - - - -:
MERCK EPROVA AG and MERCK KgaA, : 08 Civ. 0035 (RMB) (JCF)
:
Plaintiffs, : O R D E R
:
- against - :
:
PROTHERA, INC., :
:
Defendant. :
- - - - -:
JAMES C. FRANCIS IV
UNITED STATES MAGISTRATE JUDGE

A pretrial conference having been held on July 30, 2008, it is hereby ORDERED as follows:

1. The deadline for completion of fact discovery is extended to September 30, 2008.
2. The parties shall exchange initial expert reports by November 14, 2008.
3. The parties shall exchange rebuttal expert reports by December 10, 2008.
4. All expert discovery shall be completed by January 15, 2009.
5. Any dispositive motion shall be filed by February 16, 2009. Counsel shall comply with Judge Berman's individual rules with respect to any pre-motion conference.



SO ORDERED.


JAMES C. FRANCIS IV
UNITED STATES MAGISTRATE JUDGE

Dated: New York, New York
July 30, 2008

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